



NASA Policy Directive

NPD 7410.3I

Effective Date: October 17, 2003

Expiration Date: October 17, 2008

COMPLIANCE IS MANDATORY[Printable Format \(PDF\)](#)

Subject: Performance of Commercial Activities

Responsible Office: Procurement Office

1. POLICY

It is NASA policy to enhance the economy and productivity by relying on the private sector to provide commercially available products and services. However, NASA recognizes that certain functions are inherently governmental in nature and must be performed by Government personnel. In accordance with the procedures in Office of Management Budget (OMB) Circular A-76, whenever commercial-sector performance is permissible, relative cost shall be given consideration in decisions between in-house performance and the use of private and commercial sources.

2. APPLICABILITY

This NPD is applicable to NASA Headquarters and all NASA Centers, including Component Facilities. In consonance with the Inspector General Act of 1978, as amended (5 U.S.C. Appendix), nothing herein shall be construed as limiting the Inspector General's authority to determine which positions to include in the Office of the Inspector General's commercial inventory and which positions shall be determined to be inherently governmental.

3. AUTHORITY

- a. Section 203 (c)(1) of the National Aeronautics and Space Act of 1958, as amended.
- b. Office of Management and Budget Circular A-76, "Performance of Commercial Activities," May 29, 2003 (revised).
- c. Federal Activities Inventory Reform (FAIR) Act of 1998, 31 U.S.C. 501 note; Pub. L. No. 105-270.

4. REFERENCES

None.

5. RESPONSIBILITY

- a. The Assistant Administrator for Procurement is the designated Competitive Sourcing Official (CSO) and is responsible for overall Agencywide implementation of the FAIR Act and OMB Circular A-76. The Assistant Administrator for Procurement shall establish and chair a Competitive Sourcing Review Board (CSRB). The CSRB shall be established by a memorandum each year, identifying its membership, that shall be posted to the Agency's Competitive Sourcing Web site at <http://competitivesourcing.nasa.gov>. The CSRB shall review and adjust, as necessary, all Center and Headquarters FAIR Act inventory submissions for integrity and consistency of coding. The CSRB shall review and approve the competitive sourcing plans submitted by the Centers and Headquarters to ensure consonance with other management initiatives.
- b. The Assistant Administrator for Human Resources is responsible for assisting the Assistant Administrator for Procurement with the FAIR Act inventory and implementation of OMB Circular A-76.
- c. NASA Center Directors and the Director, Office of Headquarters Operations, are responsible for implementing the FAIR Act and OMB Circular A-76 within their respective Centers and Headquarters.
- d. Various Agency officials are designated with responsibility for certain functions performed in response to the FAIR Act and OMB Circular A-76. Those officials and their responsibilities are identified in the Table of FAIR Act and OMB Circular A-76 Officials (see Attachment).

6. DELEGATION OF AUTHORITY

- a. The Assistant Administrator for Procurement is delegated authority for the necessary approvals and overall Agencywide implementation of the FAIR Act and OMB Circular A-76.
- b. NASA Center Directors and the Director, Office of Headquarters Operations, are delegated authority for the implementation of the FAIR Act and OMB Circular A-76 within their respective Centers and Headquarters, subject to overall authority of the CSO.

7. MEASUREMENTS

In accordance with the requirements of the FAIR Act and OMB Circular A-76, NASA shall maintain a baseline inventory of all inherently governmental and in-house commercial activities performed by the Agency, updating the inventory annually. Additionally, NASA shall track the execution of all competitions and the savings resulting from those competitions.

8. CANCELLATION

NPD 7410.3H, dated August 22, 2002.

/s/ Sean O'Keefe
Administrator

ATTACHMENT A: (TEXT)

Table of FAIR Act and OMB Circular A-76 Officials [Attachment](#)

(URL for Graphic)

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